

Raquel Tully

From: Toni Earnhart
Sent: Monday, June 17, 2013 2:47 PM
To: Raquel Tully
Subject: RE: Broadvox-CLEC, LLC Docket No. 130096-TX \$500 Rule Penalty

DATE DEPOSIT
JUN 19 2013 3 4 1

Hi Raquel.

Broadvox-CLEC, LLC (TX995) 130096-TX – Has paid the 2012 RAF with P&I and only owes the \$500 rule penalty imposed for late payment.

Please apply as follows:

Penalty Fine is \$500 (\$200 to PSC Trust Fund and \$300 to General Revenue)

CH# 001398
\$ 200- T.Fund
300- fine
6-14-2013
RT

Toni Joy Earnhart, Public Utility Analyst
Florida Public Service Commission
2540 Shumard Oak Blvd.
Tallahassee, FL 32399
Phone 850-413-6532
Fax 850-413-6533

From: Raquel Tully
Sent: Monday, June 17, 2013 2:33 PM
To: Toni Earnhart
Subject: RE: Broadvox-CLEC, LLC Docket No. 130096-TX \$500 Rule Penalty FW: FedEx Shipment 799992588219 Delivered

Yes, I do have it, please give me the break down for it.

From: Toni Earnhart
Sent: Monday, June 17, 2013 2:25 PM
To: Raquel Tully
Subject: Broadvox-CLEC, LLC Docket No. 130096-TX \$500 Rule Penalty FW: FedEx Shipment 799992588219 Delivered

Raquel,

Did you receive the \$500? I didn't see a note in Case Management yet. Just checking.

Toni Joy Earnhart, Public Utility Analyst
Florida Public Service Commission
2540 Shumard Oak Blvd.
Tallahassee, FL 32399
Phone 850-413-6532
Fax 850-413-6533

RECEIVED-FPSC
13 JUN 18 PM 2:54
COMMISSION
CLERK

From: Hoyle, Dana [mailto:DHoyle@broadvox.com]
Sent: Friday, June 14, 2013 9:42 AM

To: Toni Earnhart
Subject: FW: FedEx Shipment 799992588219 Delivered

It should be there, Toni!! Have a wonderful weekend!

Many Regards,

Dana Hoyle

Regulatory Consultant
1950 North Stemmons Freeway | Suite 3031
Dallas, Texas 75207
Cell: 817-724-2125
dhoyle@broadvox.com | www.broadvox.com



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From: trackingupdates@fedex.com [<mailto:trackingupdates@fedex.com>]
Sent: Friday, June 14, 2013 8:39 AM
To: Hoyle, Dana
Subject: FedEx Shipment 799992588219 Delivered

This tracking update has been requested by:

Company Name: Cypress Communications
Name: Jamie Smith
E-mail: 'not provided by requestor'

Our records indicate that the following shipment has been delivered:

Reference: FLORIDA PSC
Ship (P/U) date: Jun 13, 2013
Delivery date: Jun 14, 2013 9:35 AM
Sign for by: C.POUTTS
Delivery location: TALLAHASSEE, FL
Delivered to: Mailroom
Service type: FedEx Standard Overnight
Packaging type: FedEx Envelope
Number of pieces: 1

Weight: 0.50 lb.
Special handling/Services: Deliver Weekday
Tracking number: 799992588219

Shipper Information

Jamie Smith
Cypress Communications
4 Piedmont Center
Suite 600
Atlanta
GA
US
30305

Recipient Information

ATTN: TONI EARNHART
FLORIDA PUBLIC SERV COMMISSION
2540 SHUMARD OAK BLVD
TALLAHASSEE
FL
US
32399

Please do not respond to this message. This email was sent from an unattended mailbox. This report was generated at approximately 8:38 AM CDT on 06/14/2013.

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All weights are estimated.

To track the latest status of your shipment, click on the tracking number above, or visit us at fedex.com.

This tracking update has been sent to you by FedEx on the behalf of the Requestor noted above. FedEx does not validate the authenticity of the requestor and does not validate, guarantee or warrant the authenticity of the request, the requestor's message, or the accuracy of this tracking update. For tracking results and fedex.com's terms of use, go to fedex.com.

Thank you for your business.

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Compliance investigation of local exchange Certificate No. 8447, issued to Broadband Communities of Florida, Inc., for apparent first-time violation of Rule 25-4.0161, F.A.C., Regulatory Assessment Fees; Telecommunications Companies.

DOCKET NO. 120306-TX

In re: Compliance investigation of local exchange Certificate No. 5777, issued to Navigator Telecommunications, LLC, for apparent first-time violation of Rule 25-4.0161, F.A.C., Regulatory Assessment Fees; Telecommunications Companies.

DOCKET NO. 130093-TX

In re: Compliance investigation of local exchange Certificate No. 8014, issued to City of Daytona Beach, for apparent first-time violation of Rule 25-4.0161, F.A.C., Regulatory Assessment Fees; Telecommunications Companies.

DOCKET NO. 130094-TX

In re: Compliance investigation of local exchange Certificate No. 8653, issued to Telovations Inc., for apparent first-time violation of Rule 25-4.0161, F.A.C., Regulatory Assessment Fees; Telecommunications Companies.

DOCKET NO. 130095-TX

In re: Compliance investigation of local exchange Certificate No. 8759, issued to Broadvox-CLEC, LLC, for apparent first-time violation of Rule 25-4.0161, F.A.C., Regulatory Assessment Fees; Telecommunications Companies.

DOCKET NO. 130096-TX

In re: Compliance investigation of local exchange Certificate No. 8791, issued to Convergia, Inc., for apparent first-time violation of Rule 25-4.0161, F.A.C., Regulatory Assessment Fees; Telecommunications Companies.

DOCKET NO. 130097-TX

ORDER NO. PSC-13-0226-PAA-TX
DOCKET NOS. 120306-TX, 130093-TX, 130094-TX, 130095-TX, 130096-TX, 130097-TX,
130098-TX, 130099-TX, 130100-TX
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In re: Compliance investigation of local exchange Certificate No. 8829, issued to Access Networks of Florida, LLC, for apparent first-time violation of Rule 25-4.0161, F.A.C., Regulatory Assessment Fees; Telecommunications Companies.

DOCKET NO. 130098-TX

In re: Compliance investigation of local exchange Certificate No. 8830, issued to Nettetalk.Com Inc. d/b/a Nettetalk, for apparent first-time violation of Rule 25-4.0161, F.A.C., Regulatory Assessment Fees; Telecommunications Companies.

DOCKET NO. 130099-TX

In re: Compliance investigation of local exchange Certificate No. 8833, issued to Integrated Path Communications, LLC, for apparent first-time violation of Rule 25-4.0161, F.A.C., Regulatory Assessment Fees; Telecommunications Companies.

DOCKET NO. 130100-TX

ORDER NO. PSC-13-0226-PAA-TX
ISSUED: May 29, 2013

NOTICE OF PROPOSED AGENCY ACTION ORDER IMPOSING PENALTIES AND COLLECTION COSTS, AND REQUIRING PAYMENT OF DELINQUENT REGULATORY ASSESSMENT FEES, OR CANCELLING COMPETITIVE LOCAL EXCHANGE CARRIER CERTIFICATES FOR VIOLATION OF RULE 25-4.0161, FLORIDA ADMINISTRATIVE CODE

BY THE COMMISSION:

NOTICE is hereby given by the Florida Public Service Commission that the action discussed herein is preliminary in nature and will become final unless a person whose interests are substantially affected files a petition for a formal proceeding, pursuant to Rule 25-22.029, Florida Administrative Code (F.A.C.).

Pursuant to Rule 25-4.0161(12), F.A.C., telecommunications companies that fail to pay the Regulatory Assessment Fee (RAF), including statutory late payment charges, within 15 days after receiving a delinquent notice, shall be automatically penalized \$500 for a first offense, \$1,000 for a second offense, and \$2,000 for a third offense. The penalty amounts include collection costs. If an entity fails to pay the RAF in full, including any statutory late payment charges, along with the penalty amount, that entity's local exchange certificate shall be cancelled.

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130098-TX, 130099-TX, 130100-TX

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Pursuant to Section 364.336, Florida Statutes (F.S.), certificate holders must pay a minimum annual RAF if the certificate was active during any portion of the calendar year. Pursuant to Rule 25-4.0161(3), F.A.C., the appropriate RAF return form and applicable fees are due to the Florida Public Service Commission by January 30th of the subsequent year. Pursuant to Section 350.113(4), F.S., the RAF return forms, for the period of January 1 through December 31, are mailed to entities at least 45 days prior to the date that payment of the fee is due.

The Division of Administrative and Information Technology Services advised that the entities listed below failed to comply with Section 364.336, F.S., and Rule 25-4.0161, F.A.C. The entities without an asterisk before its name have not paid the 2012 RAF, statutory late payment charges, nor the \$500 penalty and collection costs. The entities marked with asterisks (*) before their names paid the 2012 RAF fees and statutory late payment charges, however, the payments were received more than 15 days after the receipt of the delinquent notice. Therefore, the entities marked with an asterisk still owe the \$500 penalty and collection costs.

ENTITY'S NAME	CO. CODE	DOCKET NO.
Broadband Communities of Florida, Inc.	TX762	120306-TX
Navigator Telecommunications, LLC	TX267	130093-TX
City of Daytona Beach	TX628	130094-TX
*Telovations Inc.	TX897	130095-TX
*Broadvox-CLEC, LLC	TX995	130096-TX
Convergia, Inc.	TY025	130097-TX
Access Networks of Florida, LLC	TY064	130098-TX
Nettalk.Com Inc. d/b/a Nettetalk	TY065	130099-TX
Integrated Path Communications, LLC	TY068	130100-TX

Accordingly, we hereby find it appropriate to cancel each entity's local exchange certificate for failure to comply with Section 364.336, F.S., and Rule 25-4.0161, F.A.C., unless each entity pays a penalty and cost of collection, together totaling \$500, and remits any past due RAF, along with accrued statutory late payment charges, to the Florida Public Service Commission, prior to the finalization of this Proposed Agency Action Order.

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We are vested with jurisdiction over these matters pursuant to Sections 350.113, 364.336, and 364.285, F.S.

If this Order is not protested by an entity, that entity's respective certificate shall be cancelled. If an entity pays the penalty and cost of collection, together totaling \$500, and remits any past due RAF, along with any accrued statutory late payment charges, prior to the finalization of this Proposed Agency Action Order, then that entity's respective certificate will remain active.

If an entity fails to protest the Order or pay the penalty and cost of collection, together totaling \$500, and fails to remit any past due RAF, along with any accrued statutory late payment charges, prior to the finalization of this Proposed Agency Action Order, then that entity's certificate shall be cancelled administratively, and the collection of any past due RAF shall be referred to the Florida Department of Financial Services for further collection efforts.

If an entity's certificate is cancelled in accordance with this Commission's Order, that entity shall immediately cease and desist providing local exchange service in Florida.

Each entity's docket shall be closed administratively either upon receipt of the payment of the penalty and cost of collection, together totaling \$500, and any past due RAF, along with any accrued statutory late payment charges from each entity, or upon cancellation of that entity's certificate.

If an entity's certificate is cancelled in accordance with this Order and it subsequently decides to reapply as a telecommunications provider, that entity shall be required to first pay the penalty and cost of collection, together totaling \$500 and any outstanding fees, including accrued statutory late payment charges.

Based on the foregoing, it is

ORDERED by the Florida Public Service Commission that each of the entities listed herein shall pay a penalty and cost of collection, together totaling \$500, and any past due RAF, including any statutory late payment charges, to the Florida Public Service Commission for failure to comply with Section 364.336, F.S., and Rule 25-4.0161, F.A.C., by the end of the protest period listed in this Order. It is further

ORDERED that the cost of collection will be subtracted from any monies collected as payments (full or partial) of the penalty will be deposited, along with the past due RAF, in the Florida Public Service Commission Regulatory Trust Fund, pursuant to Section 350.113, F.S. The statutory late payment charges and any portion of the penalty exceeding the cost of collection will be remitted to the Florida Department of Financial Services for deposit in the State of Florida General Revenue Fund, pursuant to Section 364.285(1), F.S. It is further

ORDERED that should any of the entities fail to comply with this Order, that entity's respective certificate shall be cancelled. It is further

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ORDERED that the cancellation of the certificate in no way diminishes any of the entities' obligation to pay applicable delinquent RAF, and any accrued statutory late payment charges. It is further

ORDERED any entity listed in this Order has its respective certificate cancelled, and subsequently decides to reapply for certification as a telecommunications services provider, that entity shall be required to first pay any outstanding RAF penalties and cost of collection and fees, including accrued statutory late payment charges. It is further

ORDERED that any entity that fails to pay its outstanding RAF in full, including any statutory late payment charges, penalties and costs of collection shall be referred to the Florida Department of Financial Services for further collection efforts. It is further

ORDERED that if an entity's certificate is cancelled in accordance with this Order, that entity shall immediately cease and desist providing local exchange telecommunications service in Florida. It is further

ORDERED that any protest to the action proposed herein shall specify the entity or entities to which it applies. It is further


ORDERED that if a protest to this Order is filed, the protest shall not prevent the action proposed herein from becoming final with regard to the remaining entities listed in this Order. It is further

ORDERED that the provisions of this Order, issued as proposed agency action, shall become final and effective upon the issuance of a Consummating Order unless an appropriate petition, in the form provided by Rule 28-106.201, F.A.C., is received by the Office of Commission Clerk, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850, by the close of business on the date set forth in the "Notice of Further Proceedings" attached hereto. It is further

ORDERED that in the event this Order becomes final, these dockets shall be closed upon receipt of the imposed penalty and cost of collection, together totaling \$500, and any RAF, including statutory late payment charges, from each entity or upon cancellation of that entity's certificate.

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By ORDER of the Florida Public Service Commission this 29th day of May, 2013.



ANN COLE
Commission Clerk
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, Florida 32399
(850) 413-6770
www.floridapsc.com

Copies furnished: A copy of this document is provided to the parties of record at the time of issuance and, if applicable, interested persons.

(SEAL)

KFC

ORDER NO. PSC-13-0226-PAA-TX
DOCKET NOS. 120306-TX, 130093-TX, 130094-TX, 130095-TX, 130096-TX, 130097-TX,
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NOTICE OF FURTHER PROCEEDINGS OR JUDICIAL REVIEW

The Florida Public Service Commission is required by Section 120.569(1), F.S., to notify parties of any administrative hearing that is available under Section 120.57, F.S., as well as the procedures and time limits that apply. This notice should not be construed to mean all requests for an administrative hearing will be granted or result in the relief sought.

Mediation may be available on a case-by-case basis. If mediation is conducted, it does not affect a substantially interested person's right to a hearing.

The action proposed herein is preliminary in nature. Any person whose substantial interests are affected by the action proposed by this order may file a petition for a formal proceeding, in the form provided by Rule 28-106.201, F.A.C. This petition must be received by the Office of Commission Clerk, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850, by the close of business on June 19, 2013.

In the absence of such a petition, this order shall become final and effective upon the issuance of a Consummating Order.

Any objection or protest filed in this/these docket(s) before the issuance date of this order is considered abandoned unless it satisfies the foregoing conditions and is renewed within the specified protest period.

From: (404) 442-0144
 Jamie Smith
 Cypress Communications
 4 Piedmont Center
 Suite 600
 Atlanta, GA 30305

Origin ID: TMAA



J13111302120326

Ship Date: 13JUN13
 ActWgt: 1.0 LB
 CAD: 5868717/NET3370

Delivery Address Bar Code



SHIP TO: (850) 413-6532 **BILL SENDER**
ATTN: TONI EARNHART
FLORIDA PUBLIC SERV COMMISSION
2540 SHUMARD OAK BLVD

TALLAHASSEE, FL 32399

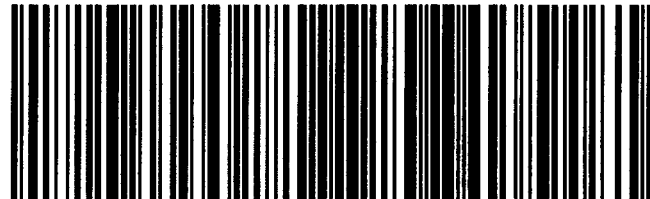
Ref # FLORIDA PSC
 Invoice #
 PO #
 Dept #

FRI - 14 JUN 3:00P
STANDARD OVERNIGHT

TRK# 7999 9258 8219
 0201

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XH TLHA



518G1/D777/93AB

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